IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**MISC. CIVIL APPLICATION NO. 75 OF 2007**

Mrs.Sarita S. Donde .. Petitioner.

V/s.

1. State of Maharashtra .. Respondent No.1.

2. Mr.Sashi S.Donde& Anr. .. Respondent No.2.

---

Mr.P.M.Pradhan i/by H.S.Anand for the Petitioner.

Mr.Jitendra Sachadev for the Respondent No.2.

---

**CORAM : S. A. BOBDE, J.**

**DATED : 17th JULY, 2007.**

**P.C. :-**

. Heard. Admit. Taken up for final disposal by consent.

2. This is an application made by the applicant -wife who is a practising Advocate at Mumbai, for transferring the divorce proceedings initiated by the respondent husband in the court of Nasik to the Court of Civil Judge, Senior Division at Vasai.

3. The applicant had initiated two proceedings, one, for custody of the child and the other is for

maintenance. These proceedings were initiated in February and March, 2007. Apparently the respondent husband initiated proceeding in April, 2007 for divorce in the court at Nasik. It is that proceeding of which the applicant seeks transfer to the court at Vasai, where the other proceedings have been initiated by her.

4. Having regard to the fact that she is a woman and is a practising junior Advocate who also has to look after the child, it would be more convenient for the respondent husband who is employed as an Executive Engineer in CEAT Tyre to travel to Vasai and attend the court proceedings than the other way around. No particular inconvenience etc. has been shown by the respondent -husband. Therefore, without going into the allegations made by the applicant-wife against the respondent-husband, regarding his conduct and her apprehension, I consider it appropriate to direct that the proceedings HMP No. 158 of 2007 pending before the court of the Civil Judge, Sr.Dvn., Nashik be transferred to the court of Civil Judge, Sr.Dvn., at Vasai, where the applicant’s petition for maintenance being M.P.No.8 of 2007 is pending.

5. Order accordingly.

(S.A.BOBDE,J.)

.....